HAWAII STATE HOUSE OF REPRESENTATIVES

REGULAR SESSION OF 2011

MINI JOURNAL

FLOOR REMARKS TO BE INSERTED

FIFTEENTH DAY FEBRUARY 10, 2011



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FIFTEENTH DAY

Thursday, February 10, 2011

The House of Representatives of the Twenty-Sixth Legislature of the State of Hawaii, Regular Session of 2011, convened at 12:09 o'clock p.m., with the Speaker presiding, after which the Roll was called showing all Members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fourteenth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 125 and 126) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 125, dated January 25, 2011, transmitting a letter pursuant to Section 109 of Act 162, SLH 2009, as amended by Act 180, SLH 2010, informing the Legislature that the Governor has approved the expenditure by the Department of Accounting and General Services of \$8,165,000 in private contributions from SMG Hawaii to finance the design and construction of repairs and improvements for the Hawaii Convention Center.

Gov. Msg. No. 126, dated February 8, 2011, transmitting the Report on Recommendations on the Housing, Funding, and Proposed Legislation to Implement Act 200, SLH 2010, prepared by the Department of Accounting and General Services pursuant to Act 200, SLH 2010.

INTRODUCTIONS

The following introductions were made to the Members of the House:

REMARKS DELIVERED:

Rep. Souki Rep. Coffman Rep. Manahan Rep. Tokioka

REMARKS DELIVERED:

Speaker Say

At 12:16 o'clock p.m. the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:33 o'clock p.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 161) recommending that H.B. No. 1099, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative B. Oshiro moved that notwithstanding the recommendations contained in Standing Committee Report No. 161, that H.B. No. 1099, HD 1, be recommitted to the Committee on Economic Revitalization & Business, seconded by Representative Evans.

The motion was put to vote by the Chair and carried, and H.B. No. 1099, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COSTS OF RELOCATION AND UNDERGROUNDING OF UTILITY FACILITIES," was recommitted to the Committee on Economic Revitalization & Business, with Representatives Hashem, Herkes, M. Lee, McKelvey, Mizuno, Souki, Takumi, Yamane and Yamashita being excused.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 162) recommending that H.B. No. 1179, as amended in HD l, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1179, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 163) recommending that H.B. No. 885, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 885, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

REMARKS DELIVERED:

Rep. Pine Rep. Ward Rep. Marumoto Rep. Fontaine Rep. Thielen Speaker Say Rep. Thielen Rep. Har Speaker Say Rep. Ching

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 885, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 164) recommending that H.B. No. 367, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 367, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS," passed Second Reading and was referred to the Committee on Finance.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 165) recommending that H.B. No. 96, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 96, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was referred to the Committee on Judiciary.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 166) recommending that H.B. No. 374, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 374, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL

BUSINESS," passed Second Reading and was referred to the Committee on Finance.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 167) recommending that H.B. No. 678, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 678, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

REMARKS DELIVERED:

Rep. Thielen Rep. Fontaine Speaker Say Rep. Ward Rep. Marumoto

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 678, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce.

Representatives McKelvey and Tsuji, for the Committee on Economic Revitalization & Business and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 168) recommending that H.B. No. 378, as amended in HD 1, pass Second Reading and be referred to the Committee on Hawaiian Affairs.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 378, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANDSCAPING OF PUBLIC FACILITIES," passed Second Reading and was referred to the Committee on Hawaiian Affairs.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 169) recommending that H.B. No. 1512, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1512, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED STRATEGY," passed Second Reading and was referred to the Committee on Judiciary.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 170) recommending that H.B. No. 1513, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1513, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED STRATEGY," passed Second Reading and was referred to the Committee on Judiciary.

Representatives Rhoads and McKelvey, for the Committee on Labor & Public Employment and the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 171) recommending that H.B. No. 527, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 527, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Finance.

Representatives Souki and McKelvey, for the Committee on Transportation and the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 172) recommending that H.B. No. 123, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 123, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTRASTATE AVIATION," passed Second Reading and was referred to the Committee on Finance.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 173) recommending that H.B. No. 1094, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1094, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 174) recommending that H.B. No. 1473, as amended in HD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1473, HD I, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was referred to the Committee on Energy & Environmental Protection.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 175) recommending that H.B. No. 320, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 320, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BROKER PRICE OPINIONS," passed Second Reading and was referred to the Committee on Judiciary.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 176) recommending that H.B. No. 878, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 878, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," passed Second Reading and was referred to the Committee on Judiciary.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 177) recommending that H.B. No. 1043, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1043, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

REMARKS DELIVERED:

Rep. Ward

Rep. Fontaine Rep. Pine

Rep. Johanson

Rep. Thielen

Rep. Ching

Rep. Marumoto

Rep. Riviere

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1043, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Thielen and Ward voting no.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand, Com. Rep. No. 178) recommending that H.B. No. 1447, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1447, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Rep. Rhoads REMARKS DELIVERED:

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1447, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PERMITTED TRANSFERS IN TRUST ACT," passed Second Reading and was referred to the Committee on Finance.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 179) recommending that H.B. No. 768, HD I, as amended in HD 2, pass Second Reading and be referred to the Committee on Economic Revitalization & Business.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 768, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Economic Revitalization & Business.

Representative Mizuno, for the Committee on Human Services presented a report (Stand, Com. Rep. No. 180) recommending that H.B. No. 1110, as amended in HD 1, pass Second Reading and be referred to the Committee on Public Safety & Military Affairs.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1110, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS," passed Second Reading and was referred to the Committee on Public Safety & Military Affairs.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 181) recommending that H.B. No. 1111, as amended in HD 1, pass Second Reading and be referred to the Committee on Public Safety & Military Affairs.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. "A BILL FOR AN ACT RELATING TO 1111, HD 1, entitled: MILITARY BENEFITS," passed Second Reading and was referred to the Committee on Public Safety & Military Affairs.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 182) recommending that H.B. No. 1264, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1264, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC MONITORING," passed Second Reading and was referred to the Committee on Judiciary.

Representative Mizuno, for the Committee on Human Services presented a report (Stand, Com. Rep. No. 183) recommending that H.B. No. 1477, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1477, HD I, entitled: "A BILL FOR AN ACT RELATING TO FAMILY JUSTICE CENTERS," passed Second Reading and was referred to the Committee on Judiciary.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 184) recommending that H.B. No. 1263, pass Second Reading and be referred to the Committee on

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1263, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON FATHERHOOD," passed Second Reading and was referred to the Committee on Finance.

Representative Yamane, for the Committee on Health presented a report (Stand, Com. Rep. No. 185) recommending that H.B. No. 614, as amended in HD 1, pass Second Reading and be referred to the Committee on

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 614, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Finance.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 186) recommending that H.B. No. 1330, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1330, HD 1, pass Second Reading and be referred to the Committee on Higher Education, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Rhoads

Rep. Belatti

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1330, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Belatti and Rhoads voting no.

Representative Yamane, for the Committee on Health presented a report (Stand, Com. Rep. No. 187) recommending that H.B. No. 821, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 821, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce.

Representative Yamane, for the Committee on Health presented a report (Stand, Com. Rep. No. 188) recommending that H.B. No. 116, as amended in HD1, pass Second Reading and be referred to the Committee on Economic Revitalization & Business.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 116, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Economic Revitalization & Business.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 189) recommending that H.B. No. 902, as amended

in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 902, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Higher Education.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 190) recommending that H.B. No. 1201, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1201, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH BENEFIT EXCHANGE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 191) recommending that H.B. No. 904, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 904, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 192) recommending that H.B. No. 756, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, & Ocean Resources.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 756, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Water, Land, & Ocean Resources.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 193) recommending that H.B. No. 422, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 422, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Pine

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 422, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," passed Second Reading and was referred to the Committee on Finance.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 194) recommending that H.B. No. 982, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 982, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

REMARKS DELIVERED:

Rep. Morita Speaker Say The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 982, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE PORTFOLIO STANDARDS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Morita being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 195) recommending that H.B. No. 224, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, & Ocean Resources.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 224, HD 1, pass Second Reading and be referred to the Committee on Water, Land, & Ocean Resources, seconded by Representative Evans.

REMARKS DELIVERED:

Rep. Pine Rep. Morikawa

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 224, HD I, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Water, Land, & Ocean Resources.

Representative Brower, for the Committee on Tourism presented a report (Stand. Com. Rep. No. 196) recommending that H.B. No. 394, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 394, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

REMARKS DELIVERED:

Rep. Thielen

Rep. Ward

Rep. Fontaine Rep. Rhoads

Rep. Yamane

Rep. Ching

Rep. Morikawa

Rep. Nishimoto

Rep. Johanson

Rep. Wooley

Rep. Jordan

Rep. Saiki

Rep. Pine Rep. Choy

Rep. Morita

Rep. Takai

Rep. Awana

Rep. Mizuno

Rep. Manahan

Rep. M. Lee

Rep. Hashem

Rep. Luke

Rep. Belatti

Rep. Takumi Rep. Riviere

Rep. Aquino

Rep. Cullen

Rep. Marumoto

Rep. C. Lee

Rep. Pine

Speaker Say Rep. Hanohano

At 12:45 o'clock p.m. the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:46 o'clock p.m.

REMARKS DELIVERED:

Speaker Say

Rep. Pine Rep. Thielen Speaker Say Rep. Thielen Rep. Brower Rep. Ching Speaker Say Rep. Ching Rep. Souki Rep. Carroll Rep. McKelvey Rep. Tokioka Rep. Manahan Rep. M. Lee Rep. Cabanilla Speaker Say Rep. Pine Rep. Morikawa Speaker Say Chief Clerk Speaker Say Rep. Marumoto Rep. Takumi Rep. Souki Speaker Say Rep. Souki Rep. Ward Rep. Ching Rep. Brower Speaker Say

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 394, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO LEGALIZE SLOT MACHINE GAMBLING AND GAMBLING BY VIDEO POKER MACHINES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Aquino, Belatti, Ching, Choy, Cullen, Fontaine, Johanson, C. Lee, M. Lee, Marumoto, Morita, Nishimoto, Pine, Rhoads, Riviere, Saiki, Takai, Takumi, Thielen, Ward, Wooley and Yamane voting no.

Representative Brower, for the Committee on Tourism presented a report (Stand. Com. Rep. No. 197) recommending that H.B. No. 548, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, & Ocean Resources.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 548, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRESPASS," passed Second Reading and was referred to the Committee on Water, Land, & Ocean Resources.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 198) recommending that H.B. No. 1617, pass Second Reading and be referred jointly to the Committee on Tourism and the Committee on Economic Revitalization & Business.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1617, pass Second Reading and be referred jointly to the Committee on Tourism and the Committee on Economic Revitalization & Business, seconded by Representative Evans.

REMARKS DELIVERED:

Rep. Jordan Rep. Hanohano

TO BE INSERTED: Rep. Hanohano (Submit by Tuesday, February 15)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1617, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and

was referred jointly to the Committee on Tourism and the Committee on Economic Revitalization & Business.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 199) recommending that H.B. No. 318, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 318, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOG," passed Second Reading and was referred to the Committee on Finance.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 200) recommending that H.B. No. 514, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 514, entitled: "A BILL FOR AN ACT MAKING A GRANT FOR THE ESTABLISHMENT AND OPERATION OF A COMPREHENSIVE DEAF CENTER," passed Second Reading and was referred to the Committee on Finance.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 201) recommending that H.B. No. 1212, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1212, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," passed Second Reading and was referred to the Committee on Finance.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 202) recommending that H.B. No. 1435, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1435, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 203) recommending that H.B. No. 377, pass Second Reading and be referred to the Committee on Hawaiian Affairs.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 377, pass Second Reading and be referred to the Committee on Hawaiian Affairs, seconded by Representative Evans.

REMARKS DELIVERED:

Rep. Hanohano

TO BE INSERTED: Rep. Hanohano (Submit by Tuesday, February 15)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 377, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Hawaiian Affairs.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 204) recommending that H.B. No. 585, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 585, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Finance.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 205) recommending that H.B. No. 1082, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1082, entitled: "A BILL FOR AN ACT RELATING TO THE CONSERVATION AND RESOURCES ENFORCEMENT SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 206) recommending that H.B. No. 1017, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1017, HD I, entitled: "A BILL FOR AN ACT RELATING TO BIOFUELS," passed Second Reading and was referred to the Committee on Finance.

SUSPENSION OF RULES

On motion by Representative Evans, seconded by Representative Pine and carried, the rules were suspended for the purpose of considering a certain House Bill for Third Reading by consent calendar. (Representative McKelvey was excused.)

THIRD READING

H.B. No. 894, HD 1:

Representative B. Oshiro moved that H.B. No. 894, HD 1, pass Third Reading, seconded by Representative Evans.

REMARKS DELIVERED:

Rep. Herkes Rep. Riviere Speaker Say Rep. Riviere Rep. Ward Rep. Fontaine Rep. Cairoll Rep. Pine Rep. B. Oshiro Rep. Herkes Rep. Wooley Rep. Marumoto Rep. Johanson

TO BE INSERTED:

Rep. Riviere Rep. Carroll Rep. Wooley Rep. Johanson

(Submit by Tuesday, February 15)

The motion was put to vote by the Chair and carried, and H.B. No. 894, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Riviere voting no, and with Representative McKelvey being excused.

At 1:14 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 894, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 33 through 37) and concurrent resolutions (H.C.R. Nos. 38 through 43) were referred to Printing and further action was deferred:

H.R. No. 33, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE EFFECTS OF SPORTS FIELD AND COURT LIGHTS ON THE MIGRATORY PATTERNS OF SEABIRDS IN HAWAII," was jointly offered by Representatives M. Lee, Ichiyama, Carroll and Rhoads.

H.R. No. 34, entitled: "HOUSE RESOLUTION URGING THE BOARD OF EDUCATION TO DEFER DECISION-MAKING ON THE CLOSURE OF LILIUOKALANI ELEMENTARY SCHOOL UNTIL THE NEW MEMBERS OF THE BOARD OF EDUCATION ARE APPOINTED BY THE GOVERNOR AND SEATED," was jointly offered by Representatives Say, Hashem, Marumoto and Nishimoto.

H.R. No. 35, entitled: "HOUSE RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO EVALUATE THE FEASIBILITY OF INCORPORATING COMMUNITY SOLAR GARDENS IN HAWAII'S NET ENERGY METERING LAW," was offered by Representative Evans.

H.R. No. 36, entitled: "HOUSE RESOLUTION REQUESTING THE STATE OF HAWAII AND THE CITY AND COUNTY OF HONOLULU TO ALLOW ADEQUATE TIME FOR PROPER PERMITTING AND SAFETY REGULATIONS FOR KUPUNA TERRACE IN WAIMANALO," was jointly offered by Representatives C. Lee, Aquino, Awana, Belatti, Brower, Carroll, Ching, Choy, Coffman, Cullen, Evans, Fontaine, Hanohano, Hashem, Ichiyama, Ito, Johanson, Jordan, Keith-Agaran, M. Lee, Luke, Manahan, Marumoto, McKelvey, Mizuno, Morikawa, Morita, Nakashima, Nishimoto, B. Oshiro, Pine, Say, Souki, Takai, Takumi, Thielen, Tokioka, Ward, Wooley, Yamane, Yamashita, Herkes, Rhoads and Saiki.

H.R. No. 37, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATURE TO SUPPORT THE EDUCATION OF HAWAII'S DRIVERS REGARDING THEIR RESPONSIBILITIES TO BLIND PEDESTRIANS," was offered by Representative Aquino.

H.C.R. No. 38, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE EFFECTS OF SPORTS FIELD AND COURT LIGHTS ON THE MIGRATORY PATTERNS OF SEABIRDS IN HAWAII," was jointly offered by Representatives M. Lee, Ichiyama, Carroll and Rhoads.

H.C.R. No. 39, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF EDUCATION TO DEFER DECISION-MAKING ON THE CLOSURE OF LILIUOKALANI ELEMENTARY SCHOOL UNTIL THE NEW MEMBERS OF THE BOARD OF EDUCATION ARE APPOINTED BY THE GOVERNOR AND SEATED," was jointly offered by Representatives Say, Hashem, Marumoto and Nishimoto.

H.C.R. No. 40, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO EVALUATE THE FEASIBILITY OF INCORPORATING COMMUNITY SOLAR GARDENS IN HAWAII'S NET ENERGY METERING LAW," was offered by Representative Evans.

H.C.R. No. 41, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO PERFORM A FINANCIAL AND MANAGEMENT AUDIT OF KEALAKEHE HIGH SCHOOL," was offered by Representative Evans.

H.C.R. No. 42, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII AND THE CITY AND COUNTY OF HONOLULU TO ALLOW ADEQUATE TIME FOR PROPER PERMITTING AND SAFETY REGULATIONS FOR KUPUNA TERRACE IN WAIMANALO," was jointly offered by Representatives C. Lee, Aquino, Awana, Belatti, Brower, Carroll, Ching, Choy, Coffman, Cullen, Evans, Fontaine, Hanohano, Hashem, Ichiyama, Ito, Johanson, Jordan, Keith-Agaran, M. Lee, Luke, Manahan, McKelvey, Mizuno, Morikawa, Morita, Nakashima, Nishimoto, B. Oshiro, Pine, Riviere, Say, Souki, Takai, Takumi, Thielen, Tokioka, Ward, Wooley, Yamane, Yamashita, Herkes, Marumoto, Rhoads and Saiki.

H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO SUPPORT THE EDUCATION OF HAWAII'S DRIVERS REGARDING THEIR RESPONSIBILITIES TO BLIND PEDESTRIANS," was offered by Representative Aquino.

ANNOUNCEMENTS

REMARKS DELIVERED:

Speaker Say

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

Nos.	Referred to:
30	Committee on International Affairs
33	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
H.C.R. Nos.	Referred to:
37	Committee on International Affairs
38	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

<u>H.B.</u> <u>Nos.</u>	Re-referred to:
160	Committee on Health, then to the Committee on Finance
308, HD1	Committee on Housing, then to the Committee on Judiciary
309, HD1	Jointly to the Committee on Housing and the Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary
344, HDI	Committee on Education, then to the Committee on Finance
389, HD1	Jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Hawaiian Affairs, then to the Committee on Finance
601	Committee on Housing, then to the Committee on Judiciary

744	Committee on Finance
911	Committee on Finance
1059	Committee on Finance

ADJOURNMENT

At 1:14 o'clock p.m. on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 11, 2011. (Representative McKelvey was excused.)